

EDUCATIONAL EXAMINERS BOARD[282]

Adopted and Filed

Pursuant to the authority of Iowa Code section 272.2, the Board of Educational Examiners hereby amends Chapter 1, "General," Chapter 3, "Declaratory Orders," Chapter 5, "Public Records and Fair Information Practices," Chapter 10, "Child Support Noncompliance," Chapter 11, "Complaints, Investigations, Contested Case Hearings," Chapter 13, "Issuance of Teacher Licenses and Endorsements," Chapter 15, "Special Education Support Personnel Authorizations," Chapter 17, "Career and Technical Endorsements and Licenses," Chapter 20, "Renewals," and Chapter 25, "Code of Professional Conduct and Ethics," Iowa Administrative Code.

These amendments clean up language, Iowa Code citations and administrative rule citations in the administrative rules of the Board of Educational Examiners. During the 2002 legislative session, changes were made to the numbering and language of the Iowa Rules of Civil Procedure (Iowa R.C.P.). The references to the Iowa R.C.P. in the Board's current rules do not reflect the changes and have been amended to reference the correct Iowa R.C.P. section. In 2002, Iowa Code section 272.6 was repealed; the Board's rules still reference this section. The information on fraudulent applications is referenced in Iowa Code 272.2, subsection 14, paragraph "b," subparagraph (3), and the Board's rules therefore have been amended to reference this Iowa Code section. During the 2009 legislative session, 2009 Iowa Acts, Senate File 340, repealed Iowa Code section 692A.13 and created Iowa Code section 692A.121. The Board's rules reference the repealed Iowa Code section and therefore have been amended to reference the new Iowa Code section. In 2008, the Board renumbered several chapters of its rules and changed the references to these renumbered chapters in its rules as necessary; several old references remain in the rules that need to reference the 2008 changes. The Board has made necessary changes to references to the Iowa Code as the Iowa legislature has amended Iowa Code sections affecting the Board. The changes to the Board's rules have referenced the location of the amended Iowa Code in the Iowa Acts or the Supplement to the Iowa Code. These amendments are now codified in the Iowa Code, and the Board's rules should cite the correct Iowa Code reference. Additional cleanup of the Board's rules corrects citations to the Iowa Code and revises unclear and confusing language.

Notice of Intended Action was published in the Iowa Administrative Bulletin on December 14, 2011, as **ARC 9924B**. A public hearing on the amendments was held on Wednesday, January 4, 2012. No one attended the public hearing, and no written comments were received. These amendments are identical to those published under Notice.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement Iowa Code chapter 272.

These amendments will become effective April 11, 2012.

EDITOR'S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [amendments to Chs 1, 3, 5, 10, 11, 13, 15, 17, 20, 25] is being omitted. These amendments are identical to those published under Notice as **ARC 9924B**, IAB 12/14/11.

[Filed 2/3/12, effective 4/11/12]

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[For replacement pages for IAC, see IAC Supplement 3/7/12.]